



# **GALVESTON COUNTY, TEXAS**

**COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244**

Mark Henry      Ryan Dennard      Kevin O'Brien      Stephen Holmes      Ken Clark  
County Judge      Commissioner, Precinct 1      Commissioner, Precinct 2      Commissioner, Precinct 3      Commissioner, Precinct 4

## **AGENDA**

**August 19, 2014 – 1:30 PM**

**CONSENT AGENDA:** ALL ITEMS MARKED WITH A SINGLE ASTERISK (\*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

## **REGULARLY SCHEDULED MEETING**

### **Call to Order**

### **Invocation and Pledge of Allegiance**

### **Consent Agenda**

- \*1. Submitted by Auditor's Office:
  - a. Approval of the Accounts Payable Checks dated 8/12/14 and 8/19/14
  - b. Order for Payroll period ending 8/13/14 Bi-Weekly #17
  - c. Order for Supplemental Payroll period ending 8/13/14 Bi-Weekly #17
  - d. Internal Audit Report of the District Clerk's Fees collection for period 12/1/12 - 12/31/13 with response letter from Honorable John D. Kinard dated 7/31/14
  - e. Internal Audit Report for the cash count performed for Court Collections on 7/28/14 to close out prior Director of Justice Administration
- \*2. Receive and file *Notice pursuant to H.B. 3059, Section 366.005 of Texas-New Mexico Power Company providing utility service to Galveston County* submitted by the County Judge.
- \*3. Receive and file *Summary of Compliance Audit for the Jail contract between Carehere/Boon-Chapman and the County of Galveston for the period of April 1, 2014*

*through June 30, 2014* submitted by the Galveston County Health District.

- \*4. Consideration of a *Resolution honoring the retirement of Charles “Butch” Kenworthy from the Galveston County Facilities Department* submitted by Galveston County Facilities Department.
- \*5. Consideration of *reappointment of Linda Coleman, MSW, Vivian Renfro, and Lt. Jaime Castro to the Gulf Coast Center Board of Trustees* submitted by County Judge.
- \*6. Consideration of *approval of reappointment of Ronnie Moore to the Galveston County Rural Rail Transportation District Board for a term ending July 31, 2014* submitted by Commissioner, Precinct 2.
- \*7. Consideration of *approval of reappointment of John Ford to the Galveston County Rural Rail Transportation District Board for a term ending July 31, 2014* submitted by the County Judge.
- \*8. Consideration of *approval of reappointment of Richard Batie to the Galveston County Rural Rail Transportation District Board for a term ending July 31, 2014* submitted by Commissioner, Precinct 3.
- \*9. Consideration of *ratifying The Mainland Municipal Advisory Committee's nomination of Gary Potter for reappointment to the Gulf Coast Water Authority Board of Directors for a term ending August 31, 2016* submitted by the County Judge
- \*10. Consideration of *approval for the renewal of Hyena Enterprise Edition Maintenance with Systemtools Software, Inc.* submitted by Information Technology.
- \*11. Consideration of *approval for annual Maintenance for Solarwinds Network Configuration and Engineers Toolset with SHI* submitted by Information Technology.
- \*12. Consideration of *approval for renewal of Netmotion Annual Software Maintenance with Mobile Wireless LLC* submitted by Information Technology.
- \*13. Consideration of approval of a *contractual service agreement with consultant Eddy Gorman for Odyssey Project* submitted by Information Technology.
- \*14. Consideration of *approval of a contract for design services with Landesign Group* submitted by Parks and Senior Services.
- \*15. Consideration of *approval to utilize BlueFin Payment Systems for credit card services for the new facility scheduling software* submitted by Parks & Senior Services.
- \*16. Consideration of *approval of a Memorandum of Understanding with College of the Mainland - Senior Adult Programs to offer Yoga classes at the Wayne Johnson Community Center* submitted by Parks and Senior Services.

- \*17. Consideration of approval of granting a reduction of a permit fee (*Facility Permitting Policy, Section 5.1.2 and 5.1.3*) for Gulf Coast Christian Home Scholars for use of the BBQ Shed and baseball field at Walter Hall Park for a family fun day on Friday, October 24, 2014 submitted by Parks and Senior Services.
- \*18. Receive and file *recovery of property damages in the amount of \$5,220.00* submitted by County Legal.
- \*19. Consideration for *authorization for the County Judge to sign a contract for election services for the November 2014 election between the Galveston County Elections Division and the Flamingo Isles MUD* submitted by the County Clerk.
- \*20. Consideration of *authorization for the County Judge to sign a contract for election services for the November 2014 election between the Galveston County Elections Division and High Island ISD* submitted by the County Clerk.
- \*21. Consideration of *authorization for the County Judge to sign a contract for election services for the November 2014 election between the Galveston County Elections Division and Galveston ISD* submitted by the County Clerk.
- \*22. Consideration for *authorization for the County Judge to sign a contract for election services for the November 2014 election between the Galveston County Elections Division and the Galveston Navigation District No. 1* submitted by the County Clerk.
- \*23. Consideration of *authorization for Commissioners Court to approve the use of Countywide Vote Centers in conducting the November 2014 General Election* submitted by the County Clerk.
- \*24. Consideration of *authorization for Commissioners Court to approve and appoint the Judges and Alternate Judges for a two year term based upon the "Precinct Specific" lists submitted by the Republican and Democrat Party Chairs* submitted by the County Clerk.
- \*25. Consideration of *authorization for Commissioners Court to approve and appoint the countywide Vote Center Election Judges and Alternate Judges to serve in the November 2014 election cycle* submitted by the County Clerk.
- \*26. Consideration of *authorization for Commissioners Court to consider and approve the use of Early Voting and Election Day Polling Places* submitted by the County Clerk.
- \*27. Consideration of *authorization for Commissioners Court to appoint the personnel for the Early Voting Ballot Board and the Central Counting Station for the November 2014 General Election* submitted by the County Clerk.
- \*28. Consideration of *granting authority to County Judge to sign Trustee's Deed on the*

*following tax foreclosed property submitted by the County Judge:*

a. **CAD# 5242-0000-0003-002**

\*29. Consideration to *authorize an extension on the following bids* submitted by the Purchasing Agent:

a. Bid #B122027 Inmate Clothing and Supplies

b. Bid #B082020 Inmate Telephone Services

\*30. Consideration for *authorization for the Disposal of Salvage or Surplus Property* submitted by the Purchasing Agent.

\*31. Consideration for *authorization to cancel the following bids* submitted by the Purchasing Agent:

a. Bid #B142008A Cement Stabilized Crushed Concrete Base

b. Bid #B142018A Cement Stabilized Limestone Base

\*32. Consideration for *authorization to add vehicles into the Sheriff's Department Inventory and to dispose of Salvage Surplus Property* submitted by the Purchasing Agent.

\*33. Consideration of *approval of a Proposed Interlocal Tax Collection Agreement with Westwood Management District* submitted by the Tax Assessor/Collector.

\*34. Consideration of request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors* submitted by the Tax Assessor/Collector:

a. **R214876** Coastal Flats LTD 2013 \$108.33

\*35. Consideration of *Request for Tax Refund in Excess of \$2,500.00* submitted by the Tax Assessor/Collector.

a. **R400932** \$2,859.67 Over Payment

**R423980** \$3,627.06 Duplicate Payment

**R426119** \$3,374.84 Over Payment

**R311493** \$10,083.79 Duplicate Payment

**R202586** \$3,353.03 Over Payment

\*36. Request for *Ratification of Denial of Requests for Waiver or Refund of Penalty and Interest as Recommended by the Penalty and Interest Review Committee* submitted by the Tax Assessor/Collector:

a. **R101980** Moody Compress & Warehouse Co 2013 \$1779.69

<b>R103224</b>	Moody Compress & Warehouse Co	2013	\$506.27
<b>R102866</b>	Moody Compress & Warehouse Co	2013	\$521.79
<b>R235375</b>	Moody Compress & Warehouse Co	2013	\$301.83
<b>R102832</b>	Moody Compress & Warehouse Co	2013	\$484.68
<b>R524346</b>	Planka, Uri	2013	\$267.26
<b>R524346</b>	Planka, Uri	2013	\$43.34
<b>R524333</b>	Planka, Uri	2013	\$278.12
<b>R524333</b>	Planka, Uri	2013	\$45.12
<b>R524730</b>	Parnish, James	2013	\$331.84
<b>R425036</b>	Guzman, Eli	2013	\$139.60
<b>R145494</b>	Meyer, Constance	2013	\$40.42
<b>R416813</b>	Park, Young-Won	2013	\$537.74

- \*37. Consideration of a *Resolution in support of Galveston County taxpayers utilizing their fair share of federal transit funding collected by Houston Metro* submitted by the County Judge.
- \*38. Receive and file *Jail Contract Analysis provided by MGT of America, Inc.* submitted by Professional Services.

### **Action Agenda**

#### **39. Commissioner, Precinct 1**

- a. Consideration of Resolution Adopting Policy on Electronic Communications to Enhance Public Information Act Compliance.

#### **40. Community Services**

- a. **Public Hearing on the Texas Parks & Wildlife Outdoor Recreation Grant Application**
- b. Consideration of authorization of application to the Texas Parks & Wildlife for a FY 2015 Outdoor Recreation Grant and authorize County Judge to sign required Grant Documents.

#### **41. County Architect**

- a. Consideration of the following selections to provide professional design services contracts for the 64-acre Park in Bacliff/San Leon:
  - 1. Consideration of selecting Landesign Group, attn. John O. Williams, RLA to provide Landscape Architecture and Master Planning services. The selection is based upon qualifications and Landesign's unique knowledge of the project and the need to move the project forward. The selection allows Galveston County to begin negotiations for the terms and fees

associated with the contract for professional services.

2. Consideration of selecting CobbFendley, attn. Brad Matlock, P.E. to provide Civil Engineering services. The selection is based upon qualifications and their ability to proceed with these services in an expeditious manner. The selection allows Galveston County to begin negotiations for the terms and fees associated with the contract for professional services.
3. Consideration of selecting Boucher Design Group, LLC, attn. Charles R. “Bob” Bellomy, AIA to provide Architectural services. The selection is based upon qualifications and their ability to proceed with these services in an expeditious manner. The selection allows Galveston County to begin negotiations for the terms and fees associated with the contract for professional services.

42. **County Judge**

- a. Consideration of approving an MOU by and between the County of Galveston, Texas and Tim Holifield to provide an Evaluation of the Animal Resource Center.
- b. Consideration of granting authority to County Judge to sign Resale Deeds on the following tax foreclosed properties:
  1. **CAD# 1095-0000-0425-002**
  2. **CAD# 1425-0000-0039-000**
- c. Consideration of executing an Interlocal Mutual Aid Agreement by and between Galveston County, Texas and Harris County, Texas.

43. **County Legal**

- a. Consideration of authorizing payment for settlement and release of judgment in Cause No. CV-0070722; State Farm Mutual Automobile Ins. Co. as Subrogee for Kathy Ann Sterling v Melissa Rene Collins and Galveston County, In County Court at Law No. 1, Galveston, Texas, and authorizing Barry Willey to sign any necessary documents.
- b. **Break into Executive Session.**
- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct conflicts with the Open Meetings

Act relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.

- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct conflicts with the Open Meetings Act relating to 14-CH-1518, Shaun Fauley et al v. Metropolitan Life Insurance Company et al in the Circuit Court of the 19th Judicial District Court, Lake County, Illinois.
- e. **Reconvene into Regularly Scheduled Session.**
- f. Consideration to authorize Paul Ready, Attorney for Galveston County, to submit a proof of claim in the class action settlement No. 14-CH-1518, Shaun Fauley et al v Metropolitan Life Insurance Company et al in the Circuit Court of the 19<sup>th</sup> Judicial District Court, Lake County, Illinois.

44. **District Clerk**

- a. Consideration of approving FY15/16 State Case Registry and Local Customer Service Cooperative Agreement between the Office of the Attorney General of the State of Texas and Galveston County, Texas submitted by County Legal on behalf of the District Clerk.

45. **Human Resources**

- a. Consideration and approval of the “2014-2015 Options for Consideration” in relation to the Galveston County Employee Health Plan.
- b. Consideration and approval of the “2014-2015 Options for Consideration” in relation to the Galveston County Government Employees Healthcare Centers (Managed by CareHere).

46. **Parks & Senior Services**

- a. Consideration and approval of revisions to the Facility Permitting Policy submitted by the Parks Department.

47. **Professional Services**

- a. Consideration of the following Budget Amendments:
  - 1. 14-110-0819-B  
**Justice Administration** - Mediation Services - Request additional funds to cover mediation services through the end of the fiscal year 2014.

2. 14-111-0819-C  
**Road and Bridge** - Request additional funds to cover personnel services through the end of the fiscal year 2014.

48. **Purchasing**

- a. Consideration to award contracts for the following RFPs/Bid:
  1. Bid #B142020 Prepare & Print Ballots & Election Supplies
  2. RFP #B142005A Nuisance Abatement Services
  3. RFP #B141025 Galveston County Road & Bridge Department Crystal Beach Facility
  4. RFP #B142014A Vending Machine Services for Galveston County
  5. RFP #B142019 HVAC Supplies & Equipment

49. **Sheriff**

- a. Consideration of execution of continuing education agreement with College of the Mainland to use their firing range for Sheriff deputies' firearms qualification training submitted by County Legal on behalf of the Sheriff.
- b. Consideration of execution of continuing education agreement with College of the Mainland to use their driving facility located at Gulf Greyhound Park (south parking lot) for Sheriff deputies' professional police driving training purposes submitted by County Legal on behalf of the Sheriff.

**Adjourn**

**WORKSHOP AGENDA**

1. Status update of FEMA Recovery Projects presented by EHRA.
2. Discussion of an Employee Satisfaction Program with the Human Resources Department.
3. Discussion on setting civil citation fees to be charged by the Galveston County Sheriff and Constables for Calendar year 2015.
4. Discussion of expenditure overruns in the Justice Administration Dept.



### **Appearances before Commissioners Court**

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

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